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Attorney Docket No. 25871

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor(s): THOMPSON, et al. Art Unit: 1616  
Appl. No.: 10/767,431 Examiner: Arnold, E.  
Filing Date: January 30, 2004 Conf. No.: 6428  
Title: **METHOD OF TREATING CANDIDA ISOLATES**

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND  
INTERFERENCES**

Commissioner for Patents  
P.O. BOX 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Official Action dated April 10, 2007, which has a three-month shortened statutory period for response. As such, the deadline for filing a Response expired on July 10, 2007. A Response After Final was filed on August 9, 2007, along with a Petition for Request for a Two Month Extension of Time, thereby extending the period for response until August 10, 2007. As such a Petition for Request for a Two Month Extension of Time is attached hereto, thereby extending the period for response until September 10, 2007. Accordingly, this Notice of Appeal is timely filed.

In response to the Official Action mailed April 10, 2007, Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner finally rejecting claims 1 - 27 of the captioned application.

**Fee under 37 CFR § 41.20(b) (1)**

Applicants file herewith a check in the amount of \$500.00 for the Notice of Appeal fee in accordance with 37 CFR § 41.20(b) (1).

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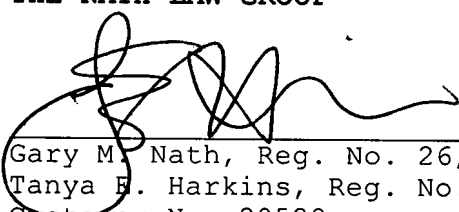
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The Commissioner is authorized to charge any fee deficiency, or credit any overpayment, in connection with this matter to Deposit Account No. 14-0112.

Respectfully submitted,

**THE NATH LAW GROUP**

Date: September 7, 2007



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